

UNITED STATES DISTRICT COURT

EASTERN

District of

NEW YORK, BROOKLYN

UNITED STATES OF AMERICA

v.

ADIS MEDUNJANIN

JUDGMENT IN A CRIMINAL CASE

Case Number: 10-CR-19(S-4)-01(JG)

USM Number: 65114-053

Robert C. Gottlieb, Esq. (212) 566-7766

111 Broadway, Suite 701, New York, NY 10006

Defendant's Attorney

FILED
IN CLERK'S OFFICE
U.S. DISTRICT COURT E.D.N.Y.
★ NOV 27 2012 ★

THE DEFENDANT:

☐ pleaded guilty to count(s)

BROOKLYN OFFICE

☐ pleaded nolo contendere to count(s)

which was accepted by the court.

☒ was found guilty on count(s) One, Two, Three, Four, Five, Seven, Eight, Nine, and Eleven by a jury verdict on 5/1/2012.

The defendant is adjudicated guilty of these offenses:

Title & Section	Nature of Offense	Offense Ended	Count
18 U.S.C. § 2332a(a)(2)	Conspiracy to use weapons of mass destruction.	1/7/2010	ONE
18 U.S.C. § 956(a)(1) and 956(a)(2)	Conspiracy to commit murder in a foreign country.	1/7/2010	TWO
18 U.S.C. § 2339B(a)(1), (d)(1)(A), (d)(1)(C), (d)(1)(D), (d)(1)(E), (d)(1)(F) and (d)(2)	Providing material support to a foreign terrorist organization.	1/7/2010	THREE
18 U.S.C. § 2339B(a)(1), (d)(1)(A), (d)(1)(C), (d)(1)(D), (d)(1)(E), and (d)(1)(F)	Support to a foreign terrorist organization.	1/7/2010	FOUR

The defendant is sentenced as provided in pages 2 through 6 of this judgment. The sentence is imposed pursuant to the Sentencing Reform Act of 1984.

☒ Count(s) (All Open Counts) ☐ is ☒ are dismissed on the motion of the United States.

It is ordered that the defendant must notify the United States attorney for this district within 30 days of any change of name, residence, or mailing address until all fines, restitution, costs, and special assessments imposed by this judgment are fully paid. If ordered to pay restitution, the defendant must notify the court and United States attorney of material changes in economic circumstances.

Date of Imposition of Judgment

November 16, 2012

s/John Gleeson

Signature of Judge

JOHN GLEESON, U.S.D.J.

Name and Title of Judge

Date

11/26/12

DEFENDANT: ADIS MEDUNJANIN
CASE NUMBER: 10-CR-19(S-4)-01(JG)

ADDITIONAL COUNTS OF CONVICTION

<u>Title & Section</u>	<u>Nature of Offense</u>	<u>Offense Ended</u>	<u>Count</u>
18 U.S.C. § 2339D(a), (b)(1), and (b)(5)	Receiving military-type training from a foreign terrorist organization.	1/7/2010	FIVE
18 U.S.C. § 2332b(a)(1)(A), (a)(2), (b)(1)(A), (b)(1)(B), (c)(1)(A), (c)(1)(c), (c)(1)(D), (c)(1)(F), and (c)(2)	Conspiracy to commit an act of terrorism transcending national boundaries.	1/7/2010	SEVEN
18 U.S.C. §§ 2 and 2332b(a)(1)(A), (a)(2), (b)(1)(A), (b)(1)(B), (c)(1)(A), (c)(1)(C), (c)(1)(D), (c)(1)(F), and (c)(2)	Attempt to commit an act of terrorism transcending national boundaries.	1/7/2010	EIGHT
18 U.S.C. § 924(c)(1)(A)(i), (c)(1)(A)(iii), and (c)(1)(B)(ii).	Use of a destructive device in relation to a crime of violence.	1/7/2010	NINE
18 U.S.C. § 924(c)(1)(A)(i), (c)(1)(A)(iii), (c)(1)(B)(ii) and (c)(1)(C)	Use of a destructive device in relation to a crime of violence.	1/7/2010	ELEVEN

DEFENDANT: ADIS MEDUNJANIN
CASE NUMBER: 10-CR-19(S-4)-01(JG)

IMPRISONMENT

The defendant is hereby committed to the custody of the United States Bureau of Prisons to be imprisoned for a total term of:

Sixty-five (65) years of imprisonment on Counts 1, 2, 7, and 8. Fifteen (15) years of imprisonment on Counts 3 and 4. Ten (10) years of imprisonment on Count 5. Thirty (30) years of imprisonment on Count 9. Life imprisonment on Count 11. The sentence of imprisonment on Counts 1, 2, 3, 4, 5, 7 and 8 are to run concurrently with each other. The sentences of imprisonment on Counts 9 and 11 are to run consecutively. The concurrent sentences on Counts 1, 2, 3, 4, 5, 7 and 8 are to run consecutively to the sentences on Counts 9 and 11. The total imprisonment time is (Life) plus ninety-five (95) years.

☐ The court makes the following recommendations to the Bureau of Prisons:

Incarceration at the MCC in New York until the filing of the appeal papers. Then to an FCI as close to New York as possible.

☐ The defendant is remanded to the custody of the United States Marshal.

RETURN

I have executed this judgment as follows:

Defendant delivered _____ to _____

a _____, with a certified copy of this judgment.

UNITED STATES MARSHAL

By _____
DEPUTY UNITED STATES MARSHAL

DEFENDANT: ADIS MEDUNJANIN
CASE NUMBER: 10-CR-19(S-4)-01(JG)

SUPERVISED RELEASE

Upon release from imprisonment, the defendant shall be on supervised release for a term of :

No term of supervised release was imposed.

The defendant must report to the probation office in the district to which the defendant is released within 72 hours of release from the custody of the Bureau of Prisons.

The defendant shall not commit another federal, state or local crime.

The defendant shall not unlawfully possess a controlled substance. The defendant shall refrain from any unlawful use of a controlled substance. The defendant shall submit to one drug test within 15 days of release from imprisonment and at least two periodic drug tests thereafter, as determined by the court.

- ☐ The above drug testing condition is suspended, based on the court's determination that the defendant poses a low risk of future substance abuse. *(Check, if applicable.)*
- ☒ The defendant shall not possess a firearm, ammunition, destructive device, or any other dangerous weapon. *(Check, if applicable.)*
- ☐ The defendant shall cooperate in the collection of DNA as directed by the probation officer. *(Check, if applicable.)*
- ☐ The defendant shall comply with the requirements of the Sex Offender Registration and Notification Act (42 U.S.C. § 16901, *et seq.*) as directed by the probation officer, the Bureau of Prisons, or any state sex offender registration agency in which he or she resides, works, is a student, or was convicted of a qualifying offense. *(Check, if applicable.)*
- ☐ The defendant shall participate in an approved program for domestic violence. *(Check, if applicable.)*

If this judgment imposes a fine or restitution, it is a condition of supervised release that the defendant pay in accordance with the Schedule of Payments sheet of this judgment.

The defendant must comply with the standard conditions that have been adopted by this court as well as with any additional conditions on the attached page.

STANDARD CONDITIONS OF SUPERVISION

- 1) the defendant shall not leave the judicial district without the permission of the court or probation officer;
- 2) the defendant shall report to the probation officer and shall submit a truthful and complete written report within the first five days of each month;
- 3) the defendant shall answer truthfully all inquiries by the probation officer and follow the instructions of the probation officer;
- 4) the defendant shall support his or her dependents and meet other family responsibilities;
- 5) the defendant shall work regularly at a lawful occupation, unless excused by the probation officer for schooling, training, or other acceptable reasons;
- 6) the defendant shall notify the probation officer at least ten days prior to any change in residence or employment, or if such prior notification is not possible, then within forty eight hours after such change;
- 7) the defendant shall refrain from excessive use of alcohol and shall not purchase, possess, use, distribute, or administer any controlled substance or any paraphernalia related to any controlled substances, except as prescribed by a physician;
- 8) the defendant shall not frequent places where controlled substances are illegally sold, used, distributed, or administered;
- 9) the defendant shall not associate with any persons engaged in criminal activity and shall not associate with any person convicted of a felony, unless granted permission to do so by the probation officer;
- 10) the defendant shall permit a probation officer to visit him or her at any time at home or elsewhere and shall permit confiscation of any contraband observed in plain view of the probation officer;
- 11) the defendant shall notify the probation officer within seventy-two hours of being arrested or questioned by a law enforcement officer;
- 12) the defendant shall not enter into any agreement to act as an informer or a special agent of a law enforcement agency without the permission of the court; and
- 13) as directed by the probation officer, the defendant shall notify third parties of risks that may be occasioned by the defendant's criminal record or personal history or characteristics and shall permit the probation officer to make such notifications and to confirm the defendant's compliance with such notification requirement.

DEFENDANT: ADIS MEDUNJANIN
CASE NUMBER: 10-CR-19(S-4)-01(JG)

CRIMINAL MONETARY PENALTIES

The defendant must pay the total criminal monetary penalties under the schedule of payments on Sheet 6.

	<u>Assessment</u>	<u>Fine</u>	<u>Restitution</u>
TOTALS	\$ 900.00	\$	\$

☐ The determination of restitution is deferred _____. An *Amended Judgment in a Criminal Case (AO 245C)* will be entered after such determination.

☐ The defendant must make restitution (including community restitution) to the following payees in the amount listed below.

If the defendant makes a partial payment, each payee shall receive an approximately proportioned payment, unless specified otherwise in the priority order or percentage payment column below. However, pursuant to 18 U.S.C. § 3664(i), all nonfederal victims must be paid before the United States is paid.

Name of Payee	Total Loss*	Restitution Ordered	Priority or Percentage
---------------	-------------	---------------------	------------------------

TOTALS	\$ _____	\$ _____
--------	----------	----------

☐ Restitution amount ordered pursuant to plea agreement \$ _____

☐ The defendant must pay interest on restitution and a fine of more than \$2,500, unless the restitution or fine is paid in full before fifteenth day after the date of the judgment, pursuant to 18 U.S.C. § 3612(f). All of the payment options on Sheet 6 may be subject to penalties for delinquency and default, pursuant to 18 U.S.C. § 3612(g).

☐ The court determined that the defendant does not have the ability to pay interest and it is ordered that:

☐ the interest requirement is waived for ☐ fine ☐ restitution.

☐ the interest requirement for ☐ fine ☐ restitution is modified as follows:

* Findings for the total amount of losses are required under Chapters 109A, 110, 110A, and 113A of Title 18 for offenses committed on or after September 13, 1994, but before April 23, 1996.

DEFENDANT: ADIS MEDUNJANIN
CASE NUMBER: 10-CR-19(S-4)-01(JG)

SCHEDULE OF PAYMENTS

Having assessed the defendant's ability to pay, payment of the total criminal monetary penalties is due as follows:

- A ☒ Lump sum payment of \$ 900.00 due immediately, balance due
- ☐ not later than _____, or
☐ in accordance ☐ C, ☐ D, ☐ E, or ☐ F below; or
- B ☐ Payment to begin immediately (may be combined ☐ C, ☐ D, or ☐ F below); or
- C ☐ Payment in equal _____ (e.g., weekly, monthly, quarterly) installments of \$ _____ over a period of _____ (e.g., months or years), to commence _____ (e.g., 30 or 60 days) after the date of this judgment; or
- D ☐ Payment in equal _____ (e.g., weekly, monthly, quarterly) installments of \$ _____ over a period of _____ (e.g., months or years), to commence _____ (e.g., 30 or 60 days) after release from imprisonment to a term of supervision; or
- E ☐ Payment during the term of supervised release will commence _____ (e.g., 30 or 60 days) after release from imprisonment. The court will set the payment plan based on an assessment of the defendant's ability to pay at that time;
- F ☐ Special instructions regarding the payment of criminal monetary penalties:

Unless the court has expressly ordered otherwise, if this judgment imposes imprisonment, payment of criminal monetary penalties is due during imprisonment. All criminal monetary penalties, except those payments made through the Federal Bureau of Prisons' Inmate Financial Responsibility Program, are made to the clerk of the court.

The defendant shall receive credit for all payments previously made toward any criminal monetary penalties imposed.

☐ Joint and Several

Defendant and Co-Defendant Names and Case Numbers (including defendant number), Total Amount, Joint and Several Amount, and corresponding payee, if appropriate.

- ☐ The defendant shall pay the cost of prosecution.
- ☐ The defendant shall pay the following court cost(s):
- ☐ The defendant shall forfeit the defendant's interest in the following property to the United States:

Payments shall be applied in the following order: (1) assessment, (2) restitution principal, (3) restitution interest, (4) fine principal, (5) fine interest, (6) community restitution, (7) penalties, and (8) costs, including cost of prosecution and court costs.